

## New Safe Harbors for IT Sharing

HHS announced new federal regulations that will allow hospitals and some other organizations to donate e-prescribing and electronic health records technology and support services to physicians. The regulations create broader exceptions and safe harbors to federal fraud-and-abuse laws, in terms of qualified donors and recipients, than initially proposed last October. The CMS created two exceptions to physician self-referral law allowing hospitals and other organizations to provide physicians with technology and training used predominately for interoperable e-records and solely for e-prescribing. Under safe harbors in anti-kickback law created by HHS' inspector general's office, recipients must cover 15% of the cost of e-records technology and services.